Application No.: 09/957,004 Express Mail No. EV 463 363 577 US

Filed: September 19, 2001 Attorney Docket No.: IMM135

PATENT

REMARKS

This Amendment and Response is responsive to a Final Office Action mailed by the

Office on March 8, 2005. Applicant appreciates the allowance of claims 1-22 and 27-29.

Applicant also appreciates the Examiner's taking time to discuss the case with Applicant's

representative on June 1, 2005.

In the amendment above, Applicant has cancelled claims 23-26. Applicant has cancelled

these claims to expedite prosecution of the present application. Applicant does not acquiesce to

the rejection of these claims and reserves the right to continue pursuing these claims in a

continuing application.

I. Comments on Statement of Reasons for Allowance

On pages 3 and 4 of the Office Action, the reasons for allowance are discussed. Under

37 C.F.R. §1.104(e), reasons for allowance are intended only as a supplement to the "record as a

whole" when that record is not clear and shall not be treated as a substitute for the record or in a

manner inconsistent with the record. Therefore, applicant accepts the Examiner's reasons only to

the extent that they are consistent with the record as a whole prior to the Examiner's statement of

reasons for allowance, and does not accept any claim interpretation that is broader or narrower

than that afforded by the record as a whole prior to the Examiner's statement of reasons for

allowance. No limitation or construction should be inferred from the Examiner's statement under

rule 104(e).

9

Application No.: 09/957,004 Express Mail No. EV 463 363 577 US Attorney Docket No.: IMM135

Filed: September 19, 2001

**PATENT** 

II. Conclusion

Applicant submits that all pending claims, 1-22 and 27-29 are in condition for allowance and respectfully solicits a Notice of Allowance. If the Examiner believes, for any reason, that personal communication will expedite prosecution of the application, the Examiner is invited to contact the undersigned at (336) 607-7311 to discuss any matter related to the application.

Respectfully submitted,

Date: June 8, 2005

John C. Alemanni, Reg. No. 47,384

Kilpatrick Stockton LLP 1001 West Fourth Street Winston-Salem, NC 27101-2400

Telephone: 336-607-7311

Facsimile: 336-734-2621